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Attorneys for Defendant
AURORA LOAN SERVICES LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

ASHARFUN NISHA HAFIZ,
Plaintiff,

v.

MORTGAGEIT, INC., a Business entity,
form unknown; AURORA LOAN
SERVICES, a business entity, form
unknown, QUALITY LOAN SERVICE
CORP., business entity, form unknown;
and all persons unknown, claiming any
legal or equitable right, title, estate, lien or
interest in property described in this
Complaint adverse to Plaintiff's title
thereto, and DOES 1 through 30, inclusive,
Defendants.

Case No. 3:09-cv-01963-SI
Hon. Susan Illston

**STIPULATION TO CHANGE AND
CORRECT CAPTION AND COURT
RECORDS; [PROPOSED] ORDER**

[Local Rule 7-12]

Complaint Filed: April 27, 2009
Complaint Removed: May 5, 2009
Trial Date: None

TO THE COURT ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Plaintiff Ashfaran Nisha Hafiz (**plaintiff**) and defendant Aurora Loan Services
LLC (**Aurora**), through their counsel of record, hereby stipulate as follows:

1 **WHEREAS**, plaintiff filed this action in Contra Costa County Superior Court on
2 April 27, 2009 and, subsequently, Aurora removed this matter to federal court on May
3 5, 2009 based on federal question jurisdiction;

4 **WHEREAS**, Aurora's notice of removal and initiating documents erroneously
5 identified the wrong defendants and added an "r" to plaintiff's first name; and

6 **WHEREAS**, the parties wish to amend the caption of the case and the Court's
7 records with the correct defendants and the correct first name of the plaintiff to
8 "Asharfun" from "Arsharfun".

9 **NOW THEREFORE**, the parties stipulate and agree as follows:

10 1. The plaintiff's first name shall be changed from "Arsharfun" to
11 "Asharfun";

12 2. The defendants be changed to MORTGAGEIT, INC., a Business entity,
13 form unknown; AURORA LOAN SERVICES, a business entity, form unknown,
14 QUALITY LOAN SERVICE CORP., business entity, form unknown; and all persons
15 unknown, claiming any legal or equitable right, title, estate, lien or interest in property
16 described in this Complaint adverse to Plaintiff's title thereto, and DOES 1 through 30,
17 inclusive;

18 3. That the caption on any pleading filed in this matter reflect the corrected
19 name of plaintiff and the corrected name of all defendants; and

20 4. That Aurora file an amended Certificate of Interested Parties within 10
21 days of the Court's order on this stipulation.

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1 **IT IS SO STIPULATED.**

2 Dated: May 21, 2009

Respectfully submitted,

3 **AKERMAN SENTERFITT LLP**

4 By: /s/ Justin D. Balser

5 Justin D. Balser

6 Attorneys for Defendant

AURORA LOAN SERVICES LLC

7
8 **LAW OFFICES OF MAHESH BAJORIA**

9 By: /s/ Mahesh Bajoria*

10 Mahesh Bajoria

11 Attorneys for Plaintiff

ASHARF NISHA HAFIZ

12 * *e-signature approved by plaintiff's*
13 *counsel via email on May 21, 2009*
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ORDER

For good cause appearing, the Court grants the parties' stipulation and orders as follows:

1. The plaintiff's first name shall be changed from "Arsharfun" to "Asharfun";
2. The Court's records be changed to reflect the defendants as
 - a. MORTGAGEIT, INC., a Business entity, form unknown;
 - b. AURORA LOAN SERVICES, a business entity, form unknown,
 - c. QUALITY LOAN SERVICE CORP., business entity, form unknown;
 - d. and all persons unknown, claiming any legal or equitable right, title, estate, lien or interest in property described in this Complaint adverse to Plaintiff's title thereto, and DOES 1 through 30, inclusive;
3. That the caption on any pleading filed in this matter reflect the corrected name of plaintiff and the corrected name of all defendants; and
4. That Aurora file an amended Certificate of Interested Parties within 10 days of the Court's order on this stipulation.

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Dated: _____, 2009



Hon. Susan Illston
United States District Court Judge

PROOF OF SERVICE BY ECF NOTIFICATION

STATE OF COLORADO, CITY AND COUNTY OF DENVER

I am employed in the City and County of Denver, State of Colorado; I am over the age of 18 years and not a party to this action. My business address is 511 Sixteenth Street, Suite 420, Denver, Colorado 80202.

On May 21, 2009, I served the following document(s) described as:

STIPULATION TO CHANGE AND CORRECT CAPTION AND COURT RECORDS; [PROPOSED] ORDER

☐ by enclosing the documents in an envelope or package provided by an overnight delivery carrier and addresses to the persons at the addresses as stated below:

Mahesh Bajoria

Law Offices of Mahesh Bajoria

39355 California Street, Suite 310

Fremont, California 94538

☐ BY FEDERAL EXPRESS *

☐ BY EXPRESS MAIL USPS)*

☒ BY ECF-Notification (Plaintiff's counsel has consented to notice via ECF).

I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

☐ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ (Federal) I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on May 21, 2009, at Denver, Colorado.

/s/ Elizabeth M. Streible

Elizabeth M. Streible